Fiscal Estimate - 2007 Session

\boxtimes	Original		Updated		Corrected		Suppler	nental
LRB	Number	07-3150/1	}	Intro	duction Nu	mber A	B-0775	5
Descr Payme priviled	ent of judgme	nts in traffic co	urts and munici	pal courts b	y installments	and the susp	oension o	f operating
Fiscal	Effect					7		
	No State Fisco Indeterminate Increase E Appropriat Decrease Appropriat Create Ne	Existing tions Existing	Reven Decrea	ase Existing	to a	rease Costs absorb withir Yes crease Costs	n agency'	
	No Local Gov Indeterminate 1. Increase Permiss 2. Decrease		3. Increasory Permis	ssive Ma	Gov ndatory	es of Local vernment Un Towns [Counties [School [Districts	its Affecte Village Others WTCS Districte	Cities
Fund Sources Affected Ch. 20 Appropriations								
☐ G	PR 🔲 FED	PRO [PRS 🛛 S	EG S	EGS 20.396(5))(cq)		
Agen	cy/Prepared	Ву	A	uthorized	Signature			Date
DOT/ Mitchell Warren (608) 266-1449 Julie			ulie Johnso	e Johnson (608) 267-3703 3/4/2008				

Fiscal Estimate Narratives DOT 3/4/2008

LRB Number	07-3150/1	Introduction Number	AB-0775	Estimate Type	Original		
Description			مالمدام معامل	anta and the augn	oncion of		
Payment of judgments in traffic courts and municipal courts by installments and the suspension of							
operating privi	leges						

Assumptions Used in Arriving at Fiscal Estimate

BILL SUMMARY

Traffic violation: Requires the court when entering judgment to allow a payment plan in lieu of operating privilege withdrawal if the defendant is unable to pay due to poverty.

Municipal ordinance violation: Prohibits a judge from ordering a defendant's imprisonment or withdrawing their operating privilege for non-payment of a judgment if:

- -the defendant has notified the court that they cannot pay due to poverty and
- -the defendant has not previously failed to comply with a court-ordered installment plan or previously failed to perform community service

Operating privilege withdrawal for failure to pay a judgment:

- -A court may terminate the withdrawal and substitute a payment plan
- -If the defendant is unable to pay due to poverty, requires the court to terminate the withdrawal and substitute a payment plan, unless the defendant has previously failed to comply with a payment plan

This proposal uses poverty as it is defined in s. 814.29(1)(d).

ASSUMPTIONS

In Section 5 of the proposal a court is required to "terminate" the suspension of an individual and substitute a payment plan. DOT is unsure of how "terminate" will be interpreted by courts. If a court reports to DOT that the judgment is paid, the individual will have to pay the required reinstatement fees to reinstate their operating privilege. If a court reports to DMV that they are releasing the suspension, no reinstatement fee will be required.

CONCLUSION

The vagueness of the word "terminate" as described above could potentially impact DMV revenues through a reduced collection of reinstatement fees.

Long-Range Fiscal Implications

See above.

Fiscal Estimate Worksheet - 2007 Session

Detailed Estimate of Annual Fiscal Effect

\boxtimes	Original		Updated		Corrected		Supplemental		
LRB	Number	07-3150/	'1	Intro	duction Nur	nber	AB-0775		
operat	ent of judgmen ing privileges						e suspension of		
annua	-time Costs o dized fiscal ef rminate.		mpacts for \$	State and/or	Local Govern	ment (do	not include in		
II. Anr	nualized Cost	s:			Annualized Fiscal Impact on funds from:				
					Increased Cost	ts	Decreased Costs		
A. Sta	te Costs by C	Category							
Stat	e Operations	- Salaries an	d Fringes		e serie e serie.	\$	\$		
(FTI	E Position Cha	anges)							
Stat	te Operations	- Other Costs	3						
Loc	al Assistance								
Aids	s to Individuals	or Organiza	itions						
l li	OTAL State (Costs by Ca	tegory			\$	\$		
B. Sta	ite Costs by S	Source of Fu	ınds						
GPI	3					7-			
FE)					1.			
PRO	O/PRS								
SEC	G/SEG-S					tor Carlos Say Sales Transport			
III. Sta	ate Revenues ues (e.g., tax	- Complete increase, d	this only whecrease in li	nen proposa cense fee, e	al will increase ets.)	or decre	ease state		
			.24		Increased Re	ev	Decreased Rev		
GP	R Taxes					\$	\$		
GP	R Earned		·						
FEI)								
PR	O/PRS								
SE	G/SEG-S								
	OTAL State	Revenues				\$	\$		
			NET ANNUA	LIZED FISC	AL IMPACT				
					<u>Sta</u>	te	Local		
NET (NET CHANGE IN COSTS					\$	\$		
NET (CHANGE IN R	REVENUE				\$	\$		
Agen	Agency/Prepared By Aut			Authorized	Signature	Date			
DOT/	DOT/ Mitchell Warren (608) 266-1449 Ju				Julie Johnson (608) 267-3703				